

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re The Application of:  
Shane S. Owara et al.

Serial No.: 10/796,249

Filed: March 9, 2004

For: SYSTEM AND METHOD FOR  
INDEXING A BACKUP USING  
PERSISTENT CONSISTENCY POINT  
IMAGES

Examiner: Lovel, Kimberly M.

Art Unit: 2167

Confirmation No.: 2387

Cesari and McKenna, LLP  
88 Black Falcon Avenue  
Boston, MA 02210  
November 10, 2008

**CERTIFICATE OF EFS WEB TRANSMISSION**

I hereby certify that the following paper is being EFS WEB transmitted to the Patent and Trademark Office on November 10, 2008.

\_\_\_\_\_  
/Merisa Jakupovic/  
\_\_\_\_\_  
Merisa Jakupovic

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**PETITION FOR EXTENSION OF TIME**

Please extend the time for response to the Office Action dated July 9, 2008, by one month to November 9, 2008.

The PTO is authorized to charge \$130.00, comprising the fee of \$130.00 specified

PATENTS  
112056-0167  
P01-1728

by 37 C.F.R. § 1.17(a)(1) for other than a small entity, to deposit account number 03-1237.

Please charge any additional fee occasioned by this paper to our Deposit Account No. 03-1237.

Respectfully submitted,

/Shannen C. Delaney/  
Shannen C. Delaney  
Reg. No. 51,605  
CESARI AND MCKENNA, LLP  
88 BLACK FALCON AVENUE  
BOSTON, MA 02210  
Telephone: (617) 951-2500  
Facsimile: (617) 951-3927